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February 5, 2002

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Amy J. Martin  
Date of Signature 2-5-02

Commissioner for Patents  
Washington, D.C. 20231

Re: U.S. Patent Application Serial No. 09/954,773 for SOYBEAN SUDDEN DEATH SYNDROME RESISTANT SOYBEANS, SOYBEAN CYST NEMATODE RESISTANT SOYBEANS AND METHODS OF BREEDING AND IDENTIFYING RESISTANT PLANTS  
Our File No. 1268/2/2

Sir:

Please find enclosed in connection with the subject U.S. patent application the following documents:

1. Information Disclosure Statement (2 pages);
2. Forms PTO/SB/08A and PTO/SB/08B (in duplicate); and
3. A return-receipt postcard to be returned to us with the U.S. Patent and Trademark Office filing stamp thereon.

Although it is believed that no fee is due, the Commissioner is hereby authorized to charge any deficiencies of payment associated with the filing of this correspondence to Deposit Account No. 50-0426.

Respectfully submitted,

JENKINS & WILSON, P.A.

Arles A. Taylor, Jr.  
Registration No. 39,395  
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Enclosures



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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Lightfoot et al.

Examiner: Kimball, M.

Serial No.: 09/954,773

Group Art Unit: 1638

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Filed: September 18, 2001

Docket No.: 1268/2/2

Confirmation No.: 8934

For: SOYBEAN SUDDEN DEATH SYNDROME RESISTANT SOYBEANS,  
SOYBEAN CYST NEMATODE RESISTANT SOYBEANS AND METHODS OF  
BREEDING AND IDENTIFYING RESISTANT PLANTS

\* \* \* \* \*

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents  
Washington, D.C. 20231

Sir:

In accordance with 37 C.F.R. 1.56, 1.97, and 1.98, applicants' undersigned attorney brings to the attention of the Patent and Trademark Office the following references. Forms PTO/SB/08A and PTO/SB/08B are attached hereto.

Copies of the cited documents are of record in the file history of U.S. Patent Application Serial No. 09/007,119 filed on January 14, 1998. The above-captioned application claims priority to U.S. Patent Application Serial No. 09/007,119 under 35 U.S.C. § 120, and as per 37 C.F.R. § 1.98, no copies of these cited documents are believed to be required.

U.S. Patent No. 5,491,081 to Webb discloses soybean cyst nematode resistant soybeans and methods of breeding and identifying resistant plants.

U.S. Patent No. 5,606,823 to Souza et al. discloses a cover crop system.

U.S. Patent No. 5,385,835 to Helentjaris et al. discloses identification and localization and introgression into plants of desired multigenic traits.

U.S. Patent No. 5,536,901 to Greaves et al. discloses high pH tolerant corn and the production thereof.

U.S. Patent No. 5,492,547 to Johnson discloses a process for predicting the phenotypic trait of yield in maize.

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Appln. No.: 09/954,773

U.S. Patent No. 5,476,524 to Leon et al. discloses oil producing sunflowers and production thereof.

U.S. Patent No. 5,574,210 to Saghai-Maroof et al. discloses gray leaf spot resistant corn and the production thereof.

U.S. Patent No. 5,612,191 to Briggs et al. discloses plant genes affecting gibberellic acid biosynthesis.

Publication by Holliday, "A Dictionary of Plant Pathology," Cambridge University Press (Cambridge), p. 141, (1989).

Publication by Lewin, "When Does Homology Mean Something Else?," Science, p. 1570, (1987).

Publication by Njiti et al., "Soybean Response to Sudden Death Syndrome: Inheritance Influenced by Cyst Nematode Resistance in Pyramid X Douglas Progenies," Crop Science, Vol. 36 (No. 5), p. 1165-1170, (1996).

Early passage of the subject application to issue is earnestly solicited.

Although it is believed that no fee is due, the Commissioner is hereby authorized to charge any deficiencies of payment associated with the filing of this Information Disclosure Statement to Deposit Account No. **50-0426**.

Respectfully submitted,

JENKINS & WILSON, P.A.

Date: 02/05/2002

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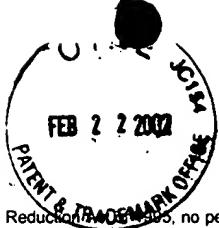
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## Enclosures

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Substitute for form 1449A/PTO		Complete If Known	
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>		Application Number	09/954,773
(use as many sheets as necessary)		Filing Date	09/18/2001
		First Named Inventor	David A. Lightfoot MAR 05 2002
		Art Unit	
		Examiner Name	
Sheet	1	of	1
		Attorney Docket Number	1268/2/2
		TECH CENTER 1600/2900	

U.S. PATENT DOCUMENTS

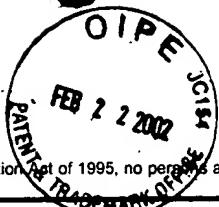
## FOREIGN PATENT DOCUMENTS

<b>Examiner Signature</b>		<b>Date Considered</b>	
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup>See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

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Substitute for form 1449B/PTO		Complete if Known	
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>		Application Number	09/954,773
		Filing Date	09/18/2001
		First Named Inventor	David A. Lightfoot
		Group Art Unit	MAR 05 2002
		Examiner Name	
		Attorney Docket Number	1268/2/2
(use as many sheets as necessary)		TECH CENTER 1600/2900	
Sheet	1	of	1

#### **OTHER PRIOR ART -- NON PATENT LITERATURE DOCUMENTS**

Examiner Signature		Date Considered	
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<sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> Applicant is to place a check mark here if English language Translation is attached.

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